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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/674,600	10/01/2003	William J. Parish		4492

7590 03/31/2005
Norman B. Rainer
2008 Fondulac Road
Richmond, VA 23229

EXAMINER

GUADALUPE, YARITZA

ART UNIT PAPER NUMBER

2859

DATE MAILED: 03/31/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

AK

**Supplemental
Notice of Allowability**

Application No.

10/674,600

Examiner

Yaritza Guadalupe McCall

Applicant(s)

PARISH, WILLIAM J.

Art Unit

2859

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Notice of Allowance sent on December 2, 2004.
2. ☒ The allowed claim(s) is/are 1-4 and 6-10.
3. ☒ The drawings filed on 10 January 2003 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

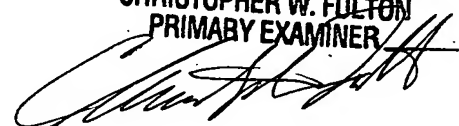
5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date 10/1/03
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____.
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

**CHRISTOPHER W. FULTON
PRIMARY EXAMINER**



SUPPLEMENTAL ACTION

In order to clarify the record and correct for a typographical error in the Notice of Allowance
sent on December 2, 2004

Reasons for Allowance

1. The following is an examiner's statement of reasons for allowance:
 - a. Claims 1 – 4 and 6 - 9 are allowable over the Prior Art of Record because it fails to teach or suggest an incline indicator for the mast of a forklift comprising an elongated activating arm secured to the upper extremity of said pendulum in orthogonal relationship to the direction of elongation of said pendulum and extending to a distal extremity located adjacent the forward edge extremity of said panel, and a straight track means associated with said interior surface adjacent said forward edge extremity and engaging said sliding member, whereby said sliding member is constrained to reciprocating linear movement in a path parallel to said forward edge extremity in combination with the remaining limitations of the claims.
 - b. Claim 10 is allowable over the Prior Art of Record because it fails to teach or suggest an incline indicator for the mast of a forklift comprising an elongated activating arm secured to the upper extremity of said pendulum in orthogonal relationship to the

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direction of elongation of said pendulum and extending to a distal extremity located adjacent the forward edge extremity of said panel, said distal extremity having elongated retaining means in the form of a bifurcated portion of said activating arm, and a straight track means associated with said interior surface adjacent said forward edge extremity and engaging said sliding member, whereby said sliding member is constrained to reciprocating linear movement in a path parallel to said forward edge extremity in combination with the remaining limitations of the claims.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Yaritza Guadalupe whose telephone number is (571)272 -2244. The examiner can normally be reached on 9:00 AM - 6:30 PM.

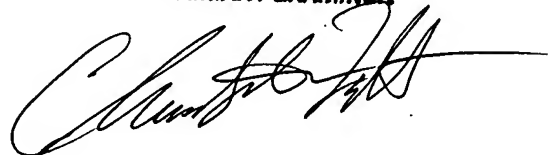
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Diego F.F. Gutierrez can be reached on (571) 272-2245. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Yaritza Guadalupe McCall
Patent Examiner
Art Unit 2859
March 21, 2005

CHRISTOPHER W. FULTON
PRIMARY EXAMINER

A handwritten signature in black ink, appearing to read 'Christopher W. Fulton', written over a horizontal line.